IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): William OGILVIE Certificate of Transmission/Mailing

Serial No.: 10/552,951

Filed: June 22, 2006

Title: INTERPOSITIONAL BIARTICULAR DISK IMPLANT

Group Art Unit: 3774

Examiner: Joshua H. Levine

Confirmation No. 6894

Attorney Docket No.: 81723/5865

I hereby certify that this correspondence is being facsimile transmitted to the USPTO, transmitted via the Office electronic filing system, or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below:

January 21, 2009

Date

/James J. Schumann/ James J. Schumann Registration No. 20,856 Attorney for Applicant(s)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

In response to the Office Action dated November 25, 2008, Applicant provides the following:

A recapitulation of the claims begins on page 2 for the convenience of the Examiner. Remarks begin on page 6.